

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

**MARTIN VOGEL and KENNETH  
MAHONEY, on Behalf of Themselves and  
All Other Similarly Situated,**

**Plaintiffs,**

**v.**

**STEVEN JOBS, PETER OPPENHEIMER,  
FRED ANDERSON, WILLIAM V.  
CAMPBELL, MILLARD S. DREXLER,  
ALBERT GORE, Jr., ARTHUR D.  
LEVINSON, JEROME B. YORK and  
APPLE COMPUTER, INC.,**

**Defendants.**

Case No.: C06-05208-JF

Judge: Honorable Jeremy Fogel

JUDGMENT

On November 14, 2007, this Court granted defendants' Motion to dismiss. On December 14, 2007, plaintiff timely filed a motion for leave to file the first amended consolidated class action complaint and to amend the caption. On May 14, 2008, this Court denied plaintiff's motion for leave to file the first amended consolidated complaint. Therefore, IT IS HEREBY ORDERED that for the reasons set forth in the Court's Orders dated November 16, 2007, and May 14, 2008, judgment is hereby entered in favor of defendants Apple Inc., Steven P. Jobs, William V. Campbell, Millard S. Drexler, Arthur D. Levinson, Jerome B. York, Fred D. Anderson, Gareth C.C. Chang, Peter O. Crisp, Lawrence J. Ellison, B. Jurgen Hintz, Katherine M. Hudson, Delano E. Lewis, A.C. Markkula, Jr., and Edgar S. Wollard, Jr.. Plaintiff's claims are dismissed with prejudice. The Clerk shall close the file.

Dated: 6/12/08

  
JEREMY FOGEL  
United States District Judge

**CERTIFICATE OF SERVICE**

I hereby certify the foregoing was served upon the following counsel of record via  
Overnight Delivery and Electronic Mail on June 10, 2008:

/s/ Michael J. Barry

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